

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-050344

10/30/2008

HONORABLE ALFRED M. FENZEL

CLERK OF THE COURT

D. Kenney

Deputy

IN RE THE MATTER OF
SEVEN ELI TOMEK

JOSEPHINE CUCCURULLO III

AND

JORDAN BYRON SLOAN

TERESA S THAYER

WILLIAM D BISHOP

MINUTE ENTRY

Courtroom 102 NE RCC

This is the time set for continuation of Trial. Petitioner is present with counsel, Josephine Cuccurullo. Respondent is present with counsel, Teresa Thayer, who appears telephonically. Intervenor/Paternal Grandmother, Nancy Sloan, is present with counsel, William Bishop.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held.

Seven Eli Tomek is sworn and testifies.

Oral argument is heard.

The Court has considered the testimony and evidence presented and now rules.

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IT IS ORDERED that paternal grandmother may have unsupervised visitation with the minor child, Azalia Lillian Tomek, during the second and fourth Thursday of each month for 2 hours on each Thursday, so long as Father is not present during these visits. During the Thanksgiving holiday, paternal grandmother may have visitation with the child on the Friday after Thanksgiving instead of on Thanksgiving Day. The Court notes that paternal grandmother will have her visitation on the Friday after a holiday in the event a holiday lands on her scheduled Thursday.

IT IS FURTHER ORDERED affirming Father's supervised parenting time schedule through Parenting Skills, with the exception of those orders entered herein contingent upon Father's conduct.

IT IS FURTHER ORDERED affirming Father's weekly random drug testing through TASC. The Court notes that if Father misses a test, tests positive or has a diluted sample, paternal grandmother's visitation will then immediately return to being supervised. Contingent upon Father's conduct, this arrangement shall last until December 31, 2008.

IT IS FURTHER ORDERED that beginning January 1, 2009, paternal grandmother will be permitted to supervise Father's parenting time so long as Father continues to drug and alcohol test and remains negative on his testing. These visits shall occur every Thursday morning for three hours and shall constitute both Father's parenting time and grandmother's visitation.

IT IS FURTHER ORDERED taking Petitioner's Motion for Attorney's Fees under advisement.

IT IS FURTHER ORDERED setting Review Hearing in this matter on **February 9, 2009 at 1:30 p.m.** (time allotted: 30 minutes), in this Division.

Honorable Alfred M. Fenzel
Maricopa County Superior Court
Northeast Regional Court Center
18380 N. 40th St
Courtroom 102
Phoenix, AZ 85032

4:55 p.m. Matter concludes.

LATER:

SUPERIOR COURT OF ARIZONA
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IT IS ORDERED granting Petitioner's Motion for Attorney's Fees. Petitioner may submit to this Court a China Doll Affidavit for the Court's consideration.

IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/ s / HONORABLE ALFRED M. FENZEL

JUDICIAL OFFICER OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.